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WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE, LOUISIANA

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

LAFAYETTE DIVISION

ERIC PETRY

CIVIL ACTION NO. 05-0705-LO

VS.

SECTION P

WARDEN GARY COPES, ET AL.

JUDGE MELANÇON

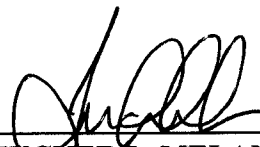
MAGISTRATE JUDGE METHVIN

JUDGMENT

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record, determining that the findings are correct under the applicable law, and considering the objections to the Report and Recommendation in the record;

**IT IS ORDERED** that plaintiff's civil rights action be **DISMISSED WITH PREJUDICE** as frivolous and for failing to state a claim on which relief may be granted 28 U.S.C. § 1915(e)(2)(B)(i) and (ii).

**THUS DONE AND SIGNED**, in chambers, in Lafayette, Louisiana, on this 10<sup>th</sup> day of November, 2005.

  
TUCKER L. MELANÇON  
UNITED STATES DISTRICT JUDGE

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BY [Signature]  
TO [Signature]